

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
-

MINUTES:

PRESENT: COUNCILMEN WEEKLY and REESE

Also Present: CITY ATTORNEY BRAD JERBIC, DEPUTY CITY MANAGER DOUG SELBY, DEPUTY CITY ATTORNEY DAN STILL, DIRECTOR OF PLANNING AND DEVELOPMENT ROBERT GENZER, MANAGER OF FINANCE AND BUSINESS SERVICES JIM DiFIORE and DEPUTY CITY CLERK DEENY ARAUJO

ANNOUNCEMENT MADE – meeting noticed and posted at the following locations:

Downtown Transportation Center, City Clerk's Board

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Parkway

Court Clerk's Bulletin Board, City Hall

City Hall Plaza, Posting Board

(4:05)

1-0

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

ABEYANCE ITEM - Bill No. 2001-79 – Amends the Zoning Code to establish minimum development size requirements for new motor vehicle sales located in Centennial Hills.

Sponsored by: Councilman Larry Brown

Fiscal Impact

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No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Zoning Code currently allows new motor vehicle sales as a conditional use. This bill will amend the Code to add an additional condition for new motor vehicle sales located in Centennial Hills. The additional condition establishes a minimum development size requirement of at least fifty acres, to include at least five new car dealerships.

RECOMMENDATION:

This bill was abeyed at the 8/13/2001 Recommending Committee for review and hearing at the 8/27/2001 Recommending Committee, with subsequent recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2001-79
2. Jim Veltman Letter submitted at 8/13/2001 Recommending Committee meeting
3. Verbatim Transcript from 8/13/2001 Recommending Committee meeting

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-79 be forwarded to the Full Council as a First Amendment with a “Do Pass” recommendation. **COUNCILMAN WEEKLY** concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 1 – Bill No. 2001-79

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, explained that at the last meeting this item was held in abeyance to re-examine the wording, specifically relating to the size of the lot being 50 acres. After the City Attorney reviewed the bill, a revision was made eliminating all reference to a specific size or number of acres required and instead the bill was changed to specify that in order to have motor vehicle sales, the site must be located north of Cheyenne Avenue and within the GC-TC Zoning District. In addition, staff is working on a proposal for the general plan amendment to go before the Planning Commission on September 20th that will expand the amount of GC available in the Centennial Hills sector. If approved, this will provide more available land for dealerships than there currently is.

CITY ATTORNEY BRAD JERBIC concurred with MR. GENZER'S comments and added that anyone currently having a C-2 property located in the Rancho Corridor, north of Cheyenne Avenue, would currently be eligible for a car dealership, [but for the moratorium] will no longer be eligible for a car dealership because they will be required to locate within the GC-TC district of Town Center.

PHILLIP GRIMES, representing CLIFF FINDLAY, asked if GC-TC Zoning maps were available. MR. GENZER explained that code requires a neighborhood meeting be held prior to the item going before the Planning Commission. Notification of owners who have property within the proposed GC area will be sent as soon as staff has made the necessary preparations. At that time, the maps will be available. If the Planning Commission approves the item, it will be forwarded to the City Council. Because it is a general plan amendment, it would not be sent to the Recommending Committee

PHYLLIS SWARTZ, owner of two properties, voiced her objection stating that she opposes anything that affects her property.

RUSSELL ROWE, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of JIM MARSH and MARY BARTSAS and asked for clarification of C-2 Zoning. CITY ATTORNEY JERBIC explained that if property is zoned C-2, but not with a general plan designation of GC-TC, a car dealership will no longer be allowed. Currently, because of the moratorium, it is allowed. ATTORNEY ROWE stated that on behalf of JIM MARSH and MARY BARTSAS, they desire to remain in the GC zone.

CITY ATTORNEY JERBIC affirmed that this bill will not be eligible for adoption at the next City Council meeting, but it will be eligible for adoption two weeks from that meeting. CITY ATTORNEY JERBIC stated that public comment can be heard at that time if the Council wishes because of the nature of the issue.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 1 – Bill No. 2001-79

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:05 – 4:12)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2001-80 – Annexation No. A-0013-01(A) – Property Location: On the east side of Smith Street approximately 385 feet south of Vegas Drive; Petitioned By: Katherine Anne Kauder; Acreage: 0.47 acres; Zoned: R-E (County Zoning) R-E (City Equivalent); Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

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Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the east side of Smith Street approximately 365 feet south of Vegas Drive. The annexation is at the request of the property owner in consideration of connection to City sewer facilities. A single family dwelling has been constructed on the property. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 28, 2001) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-80 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-80 be forwarded to the Full Council with a “Do Pass” recommendation. **COUNCILMAN WEEKLY** concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 2 – Bill No. 2001-80

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, stated that this bill is in order.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:12)

1-216

AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2001-81 – Annexation No. A-0014-01(A) – Property Location: On the northwest corner of Torrey Pines Drive and Buckaroo Avenue; Petitioned By: Jerry E. Ruley; Acreage: 0.79 acres; Zoned: R-E (County Zoning) R-E (City Equivalent); Sponsored by: Councilman Michael Mack

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the northwest corner of Torrey Pines Drive and Buckaroo Avenue. The annexation is at the request of the property owner in consideration of connection to City sewer facilities. A single family dwelling has been constructed on the property. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 28, 2001) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-81 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-81 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 3 – Bill No. 2001-81

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, stated that this bill is in order.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:12 – 4:13)

1-233

AGENDA SUMMARY PAGE**RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001**

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2001-82 – Annexation No. A-0015-01(A) – Property Location: On the northwest corner of Vegas Drive and Mountain Trail; Petitioned By: Bobby and Suzanne Brooks (previous owners); Present Owner: Patricia Smith; Acreage: 0.74 acres; Zoned: R-E (County Zoning) R-E (City Equivalent); Sponsored by: Councilman Lawrence Weekly

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the northwest corner of Vegas Drive and Mountain Trail. The annexation is at the request of the previous owners in consideration of connection to City sewer facilities. A single family dwelling has been constructed on the property. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 28, 2001) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-82 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-82 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 4 – Bill No. 2001-82

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, stated that this bill is in order.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:13)

1-248

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services

Fiscal Impact

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No Impact

Amount:

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Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill proposes licensing standards and regulatory provisions for farmers' markets as well as for promoters of such activities. In addition to farm product vendors, this bill permits non-farm product vendors in limited numbers and locations at a farmers' market, upon their first obtaining and thereafter maintaining a valid permit. The annual license fee for a farmers' market promoter will be two hundred dollars for a primary location and fifty dollars annually for each additional promoted farmers' market. Non-farm product vendors will be required to pay a ten dollar permit fee each month.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-83

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended **Bill No. 2001-83** be held in **ABEYANCE** to the **9/17/2001 Recommending Committee Meeting**. **COUNCILMAN WEEKLY** concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 5 – Bill No. 2001-83

MINUTES – Continued:

JIM DiFIORE, Manager of Finance and Business Services, requested this item be held in abeyance in order to review the bill and gather feedback from the Department of Leisure Services, the Department of Neighborhood Services, and the industry affiliates. COUNCILMAN REESE suggested checking with Clark County and the City of Henderson to see what regulations they have, so that each entity's requirements are consistent.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:13 – 4:14)

1-266

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2001-84 – Adopts the Public Safety Element of the Las Vegas 2020 Master Plan.

Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

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No Impact

Amount:

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Budget Funds Available

Dept./Division:

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Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Last September the City Council adopted the Las Vegas 2020 Master Plan, with the understanding that certain new and updated elements would be added to the Plan within the following months. This bill will adopt the Public Safety Element and incorporate it into the Las Vegas 2020 Master Plan.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-84 and Incorporated Public Safety Element of Las Vegas 2020 Master Plan

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-84 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 6 – Bill No. 2001-84

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, recommended approval of this third element of the 2020 Master Plan. Briefings were given to all Council members. He said no comments were received and the bill is in order.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:14 – 4:15)

1-302

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2001-85 – Requires a distance separation of more than 1000 feet between a sexually oriented business and a teen dance center. Sponsored by: Councilman Michael McDonald

Fiscal Impact

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No Impact

Amount:

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Budget Funds Available

Dept./Division:

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Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will require a distance separation of more than 1000 feet between a sexually oriented business and a teen dance center. Because of the incompatibility of the uses, the requirement will apply to a proposed teen dance center as well as to a proposed sexually oriented business.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2001-85

COMMITTEE RECOMMENDATION:

COUNCILMAN REESE recommended Bill No. 2001-85 be forwarded to the Full Council with a “Do Pass” recommendation. **COUNCILMAN WEEKLY** concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF AUGUST 27, 2001

City Attorney

Item 7 – Bill No. 2001-85

MINUTES – Continued:

ROBERT GENZER, Director of Planning and Development, explained that, at the request of COUNCILMAN McDONALD, this bill was initiated to address the distance separation requirement between sexually oriented businesses and teen dance centers. It was determined that a 1,000 foot separation would apply as is consistent with the separation between other chosen establishments and sexually-oriented businesses. This bill also establishes the parking requirement of one space for every three patrons that the establishment accommodates. The Planning Commission heard this item at a regularly scheduled meeting and recommended approval.

RUSSELL ROWE, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of D. WESTWOOD, doing business as The Boardroom. ATTORNEY ROWE asked how this ordinance would affect a licensed sexually-oriented business if it has not yet opened. MR. GENZER explained that if the Special Use Permit was approved, it is on the books and would not have any affect even if the business license was not issued.

MR. GENZER declared this item is in order.

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:15 –4:16)

1-333



RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: AUGUST 27, 2001

ITEMS RAISED UNDER THIS PORTION OF THE AGENDA CANNOT BE DELIBERATED OR ACTED UPON UNTIL THE NOTICE PROVISIONS OF THE OPEN MEETING LAW HAVE BEEN MET. IF YOU WISH TO SPEAK ON A MATTER NOT LISTED ON THE AGENDA, PLEASE CLEARLY STATE YOUR NAME AND ADDRESS. IN CONSIDERATION OF OTHERS, AVOID REPETITION, AND LIMIT YOUR COMMENTS TO NO MORE THAN THREE (3) MINUTES. TO ENSURE ALL PERSONS EQUAL OPPORTUNITY TO SPEAK, EACH SUBJECT MATTER WILL BE LIMITED TO TEN (10) MINUTES.

MINUTES:

None

THE MEETING ADJOURNED AT 4:18 P.M.

Respectfully submitted:_____

DEENY ARAUJO
September 13, 2001